84-911

NO. _____

Office - Supreme Court, U.S.
FILED
DEC 10 1984
ALEXANDER L. STEVAS
CLERK

IN THE SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1984

(1) ERICH KOKER and BEATRICE E. KOKER
Husband and wife, Plaintiffs,

V

NOEL B. SAGE and WINETTA SAGE,
Husband and wife, Defendants.

---

(2) ERICH KOKER and BEATRICE E. KOKER
Husband and wife, Appellants,

V

FREDERICK V. BETTS, FROM LAW FIRM
OF BETTS PATTERSON & MINES,
Respondents.

---

(3) ERICH KOKER and BEATRICE E. KOKER
Husband and wife, Appellants,

V

FREDERICK V. BETTS, FROM LAW FIRM
OF BETTS PATTERSON & MINES,
Appellees.

A-P-P-E-N-D-I-X

PART I

Beatrice E. Koker
Erich Koker
939 North 105th Street
Seattle, Washington
98133

(206) 783-6998
Appellants Pro Se

Parties To This Action: 2. and 3.

EXTENSION OF TIME GRANTED APPENDIX PART II-T

EDITOR'S NOTE

THE FOLLOWING PAGES WERE POOR HARD COPY AT THE TIME OF FILMING. IF AND WHEN A BETTER COPY CAN BE OBTAINED, A NEW FICHE WILL BE ISSUED.

INDEX TO APPENDIX

PART I

Superior Court:

A-1: A-2: A-3: Motion and Affidavit

Superior Court:

B-1: B-2: Orders - denied Motion and Reconsideration

State Supreme Court:

C-1: Through C-13:

C-1: C-2: C-3: Whether Direct Or Discretion Ruled Discretionary

C-4: C-5: Commissioner's Ruling

C-6: C-7: Motion To Modify Commissioners Ruling and Order Denied

C-8: C-9: C-10: C-11: C-12: Motion For Reconsideration And Denied C-12:

C-13: Filed with no further action document of objections. This letter from clerk states the court considered the federal questions and denied.

D-1: D-2: COPIES OF TWO TELEGRAMS WITH OBJECTIONS AND ASKING FOR DELAY IN DISCOVERY OF "UNDER COLOR OF LAW" ACT BY BETTS

INDEX TO APPENDIX

PART I

E-1: THROUGH E-7:	State Supreme Court Docket File Index
F-1: F-2:	Superior Court King County CP file

This record to be found under State Supreme Court Docket 020:

G-1: Through G-25:	This is copy of appeal to United States Supreme Court with attachments
H-1: and H-2:	Copy of notices to King County Clerk not to disburse. Motion for reconsideration and appeal to State Supreme Court
I-1: I-2:	Copy of letter from County Official and Copy of note from State Official.
	F. V. Betts "under color of law" deceit to officials returned to Court Trust Fund in Superior Court
J-1:	Citation to second degree perjury for under color of law act of F. V. Betts

SUPERIOR COURT OF WASHINGTON FOR KING COUNTY

ERICH KOKER AND BEATRICE E. KOKER, HUSBAND AND WIFE,
Plaintiff,

V

NOEL B. SAGE AND WINETTA SAGE, HUSBAND AND WIFE, AND NOEL B. SAGE, JR.
Defendants

No. 773620

NOTE FOR MOTION DOCKET
(KC Local CR 40(a)(2

Hearing Date for Motion: January 5, 1984

Nature of Motion Motion and Affidavit for Disbursement of Funds

Dated:

Sign: /S/
FREDERICK V. BETTS
Lawyer for:
Plaintiffs

Superior Court

A-1

SUPERIOR COURT OF THE STATE OF WASHINGTON
FOR KING COUNTY

ERICH KOKER AND BEATRICE E. KOKER, HUSBAND AND WIFE, Plaintiffs, Vs. NOEL B. SAGE AND WINETTA SAGE, HUSBAND AND WIFE, AND NOEL B. SAGE, JR. Defendants.	No. 773620 MOTION AND AFFIDAVIT FOR DISBURSEMENT OF FUNDS

COMES NOW Frederick V. Betts, for Betts, Patterson & Mines, P.S., petitions and moves the court for an Order for Disbursement of Funds pursuant to Judgment on Jury Verdict, entered June 30, 1976, and plaintiff's attorney's claim of lien, in the sum of ONE THOUSAND FIVE HUNDRED THIRTY-THREE DOLLARS AND THIRTY-THREE CENTS ($1,533.33), plus expenses advanced in the amount of TWO HUNDRED THIRTY-EIGHT DOLLARS AND TWENTY-FIVE CENTS ($1,771.58).

This motion is based upon the aforementioned Judgment, Plaintiff's Attorney Claim Of Lien, and Affidavit of the undersigned attached hereto and incorporated herein by this reference.

DATED this _____ day of _____, 1983.

/S/
BETTS, PATTERSON & MINES, P.S.,

By: /S/
FREDERICK V. BETTS
Betts, Patterson & Mines
40th Floor
Bank of California Center
900 Fourth Avenue
Seattle, Washington 98164
(206)292-9988

STATE OF WASHINGTON)
) ss.
COUNTY OF KING)

FREDERICK V. BETTS, being first duly sworn on oath, deposes and says:

He is the former attorney for plaintiff, Erich Koker and Beatrice E. Koker, his wife, and that the reasonable and agreed compensation for services rendered, aggregating ONE THOUSAND SEVEN HUNDRED SEVENTY-ONE DOLLARS AND FIFTY-EIGHT CENTS ($1,771.38), has not been paid in full or part. That a Judgment in favor of plaintiff was entered on June 30, 1976, in the amount of FIVE THOUSAND FIVE HUNDRED EIGHTY-THREE DOLLARS AND NINETY CENTS ($5,583.90), and that said amount is currently in the registry of the court.

/s/
FREDERICK V. BETTS

SUBSCRIBED AND SWORN TO before me this 27th day of December 1983

/s/
Notary Public in and for the State of Washington residing in Edmonds, Washington

Superior Court

A-3

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON FOR KING COUNTY

ERICH KOKER and BEATRICE E. KOKER, HUSBAND AND WIFE, Plaintiffs, vs. NOEL B. SAGE AND WINETTA SAGE, HUSBAND AND WIFE, AND NOEL B. SAGE, JR. Defendants.	NO. 773620 ORDER DISBURSING FUNDS

This matter coming on to be heard by the undersigned Judge upon the Motion of Frederick V. Betts of Betts, Patterson and Mines, P.S., the court having reviewed the affidavit and the records and file therein.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Clerk of the King County Court is authorized to disburse ONE THOUSAND SEVEN HUNDRED SEVENTY-ONE DOLLARS AND FIFTY-EIGHT CENTS ($1,771.58) to Frederick V. Betts constituting full payment of attorney's fees due.

DONE IN OPEN COURT THIS 5 day of January 1984.

/s/
Lloyd Bever JUDGE

B-1

SUPERIOR COURT OF THE STATE OF WASHINGTON
For the County of King

Judge Lloyd Bever

Seattle, Washington
98104

February 9, 1984

To: Beatrice Koker Pro Se
and Fred Betts, Atty

Re: Koker, et al

V

Sage, et al

Motion for Reconsideration of

Order disbursing Attorneys

Fee is hereby denied.

/S/
Judge Lloyd Bever

Superior Court

B-2

THE SUPREME COURT
State of Washington
OLYMPIA
98504

February 16, 1984

Ms. Beatrice Koker, Pro Se
939 North 105th Street
Seattle, WA 98133

Betts, Patterson & Mines
Mr. F. V. Betts
900 Fourth Avenue
Bank of California Bldg.
Seattle, WA 98164

Dear Ms. Koker & Mr. Betts:

Re: Supreme Court No. 50265-0 - Erich Koker & Beatrice Koker v Noel B. Sage, et al.

King County No. 773620

We are in receipt of Mrs. Koker's Notice of Appeal, Supplemental Notice of Appeal and accompanying filing fee.

The cause has been filed and assigned the referenced Supreme Court cause number.

There is some question in our minds as to whether the decision from which review is sought is reviewable by appeal. We are accordingly preliminarily filing the matter as a Notice for Discretionary Review. The parties are requested to submit their views on this question within 15 days of receipt hereof.

Very truly yours,
/S/
Reginald N. Shriver Clerk

RNS:db
c.c.: Honorable M. Janice, Michels, Acting Clerk
King County Superior Court

DOCKET SHEET 013

C-1

SUPREME COURT

THE SUPREME COURT
State of Washington
OLYMPIA
98504 March 5, 1984

Ms. Beatrice Koker, Pro Se
939 North 105th Street
Seattle, WA 98133

Betts, Patterson & Mines
Mr. F. V. Betts
900 Fourth Avenue
Bank of California Bldg.
Seattle, WA 98164

Dear Ms. Koker & Mr. Betts:

Re: Supreme Court No. 50265-0 - Erich Koker & Beatrice Koker v Noel B. Sage, et al
King County No. 773620
Counsel:

We are in receipt of Mrs. Koker's "Direct Review or Discretionary Review," filed in response to our letter of February 16, 1984, and Mr. Bett's letter of March 1, 1984.

Mrs. Koker's pleadings will be considered a Motion for Discretionary Review and the matter will be set for consideration before the Supreme Court Commissioner on his April 12, 1984 Motion calendar. The matter will be determined without oral argument.

Counsel for respondent is requested to file a response to the motion no later than April 6, 1984.

Very truly yours,

/s/
REGINALD N. SHRIVER
Clerk

RNS:tt

DOCKET SHEET 0170 +024

SUPREME COURT

C-2

THE SUPREME COURT

State of Washington

OLYMPIA
98504

April 13, 1984

Mr. Erich Koker
Ms. Beatrice Koker
939 North 105th Street
Seattle, Washington 98133

Betts, Patterson & Mines
Mr. Frederick Betts
40th Fl., Bank of California Center
Seattle, Washington 98164

Re: Supreme Court No. 50265-0- Koker, et ux, v Sage, et ux. King Co. No. 773620

Counsel:

Enclosed herewith is a conformed copy of Ruling Denying Motion for discretionary review, signed by the Supreme Court Commissioner April 12, 1984, in the above referenced cause.

Very truly yours,

/S/
REGINALD N. SHRIVER
Supreme Court Clerk

RNS: lb

cc: Honorable M. Janice Michels,
Acting Clerk
King County Superior Court

024

SUPREME COURT

C-3

THE SUPREME COURT OF WASHINGTON

ERICH KOKER and BEATRICE E. KOKER, husband and wife, Petitioners, v. NOEL B. SAGE and WINETTA SAGE, husband and wife, and NOEL B. SAGE, JR., Defendants and FREDERICK V. BETTS, Respondent.	NO. 50265-0 RULING DENYING MOTION FOR DISCRETIONARY REVIEW

By a plethora of pleadings so varied and lengthy that they defy a summary description, pro se litigant Beatrice E. Koker once again seeks the intervention of this court in her longstanding dispute with attorney Frederick V. Betts. In particular, Ms. Koker seems to be requesting this court's review of a King County Superior Court order directing that court's clerk to disburse to Mr. Betts $1,771.58. That amount represents attorney fees and costs from a judgment of over $5,000 obtained by Ms. Koker in 1976 as the result

of a suit in which she was represented by Mr. Betts. Since Ms. Koker "refused" the judgment, these funds have been held in the registry of the court (or, more recently, by the State Department of Revenue as unclaimed property) since 1978.

A review of Ms. Koker's pleadings fails to convince me that the Superior Court committed obvious or probable error, or has significantly departed from the accepted and usual course of judicial proceedings. That being the case, there is no basis for discretionary review under the standards of RAP 13.5(b).

The motion for discretionary review is denied. This renders moot the other requests contained in Ms. Koker's pleadings.

DATED at Olympia, Washington this 12th day of April, 1984.

/s/
GEOFFREY CROOKS
COMMISSIONER

THE SUPREME COURT
State of Washington
OLYMPIA
98504 April 25, 1984

Mr. Erich Koker
Ms. Beatrice Koker
939 North 105th Street
Seattle, Washington 98133

Betts, Patterson & Mines
Mr. Frederick Betts
40th Fl., Bank of California Center
Seattle, Washington 98164

RE: Supreme Court No. 50365-0 - Koker, et ux, v Sage, et ux King County No. 773620

Counsel:

Petitioners' Motion to Modify the Supreme Court Commissioner's Ruling entered in the referenced cause on April 12, 1984, was filed on April 23, 1984. The motion will be set for consideration without oral argument before a Department of the Court on its May 25, 1984 Motion Calendar.

Very truly yours,

/S/
REGINALD N. SHRIVER
Supreme Court Clerk

RNS:lb
cc: Hon. M. Janice Michels, Acting Clerk
King County Superior Court

DOCKET SHEET 0260

SUPREME COURT

C-6

THE SUPREME COURT
State of Washington

OLYMPIA
98504

May 3, 1984

Mr. & Mrs. Erich Koker
939 North 105th Street
Seattle, Washington 98133

Betts, Patterson & Mines, P.S.
Mr. Frederick Betts
800 Financial Center
Seattle, Washington 98161

Supreme Court No. 50265-0- Erich Koker, et ux, v Noel Sage, et ux.

Counsel:

The following notation order was entered on May 3, 1984, by the Clerk of the Court in the above entitled case.

Motion for Oral Argument:

"By direction of the Chief Justice, the Motion for Oral Argument is denied.

/s/ Reginald N. Shriver
Supreme Court Clerk.

Very truly yours,

/s/
REGINALD N. SHRIVER
Supreme Court Clerk

RNS:tt

DOCKET SHEET 030:

SUPREME COURT

C-7

THE SUPREME COURT
State Of Washington

OLYMPIA
98504

June 27, 1984

Mr. Erich Koker
Ms. Beatrice Koker
939 North 105th Street
Seattle, Washington 98133

Betts, Patterson & Mines
Mr. Frederick Betts
800 Financial Center
Seattle, Washington 98161

Re: Supreme Court No. 50265-0- Erich Koker, et ux. v Noel B. Sage, et ux.

Counsel:

We are in receipt of the Motion for Reconsideration of this court's decision denying your Motion to Modify the Commissioner's Ruling.

RAP 12.4(a) provides in pertinent part as follows:

"A party may file a motion for reconsideration only of a decision terminating review which is not a ruling of the appellate court commissioner or clerk.

RAP 12.3 defines a "decision terminating review" as an opinion, order, or judgment of the appellate court if it:

(1) is filed after review is accepted by the appellate court filing the decision, and

(2) terminates review unconditionally, and

(3) is (i) a decision on the merits, or (ii) a decision by the judges dismissing review, or (iii) a ruling by a commissioner or clerk dismissing review, or (iv) an order to modify a ruling by the commissioner or clerk dismissing review.

(cont'd) C-8

The first criteria of a decision terminating review requires that it be filed after review is accepted. Review of this case was not accepted because the Motion for Discretionary Review was denied.

In view of the above, your Motion for Reconsideration will be filed without further action.

Very truly yours,

/S/
REGINALD N. SHRIVER
Supreme Court Clerk

RNS:lb

THE SUPREME COURT
State of Washington

OLYMPIA
98504

July 10, 1984

Mr. Erich Koker
Ms. Beatrice Koker
939 North 105th Street
Seattle, Washington 98133

Betts, Patterson & Mines
Mr. Frederick Betts
800 Financial Center
Seattle, Washington 98161

Re: Supreme Court No. 50265-0- Erich Koker et ux, v Noel B. Sage, et ux

King County No. 773620

Counsel:

Petitioner's Motion to Modify the Supreme Court Clerk's letter entered in the referenced cause on June 27, 1984, was filed on July 6, 1984. The motion will be set for consideration without oral argument before a Department of the Court on its August 10, 1984, Motion Calendar.

Very truly yours,

/s/
REGINALD N. SHRIVER
Supreme Court Clerk

RNS:lb
cc: Hon. M. Janice Michels, Clerk
King County Superior Court

DOCKET SHEET 0360

SUPREME COURT

C-10

THE SUPREME COURT
State of Washington

OLYMPIA
98504

August 20, 1984

Erich and Beatrice Koker
939 North 105th Street
Seattle, Washington 98133

Betts, Patterson & Mines, P.S.
Mr. Frederick Betts
800 Financial Center
1215 Fourth Avenue
Seattle, Washington 98161

Re: Supreme Court No. 50265-0 - Koker v Sage

Counsel:

Enclosed herewith is a conformed copy of the Order entered this day following hearing of the above matter on the Court's Motion Calendar.

Very truly yours,

/s/
REGINALD N. SHRIVER
Supreme Court Clerk

RNS: krt
Encl.

DOCKET SHEET 0360

SUPREME COURT

C-11

THE SUPREME COURT OF WASHINGTON

ERICH AND BEATRICE KOKER, Petitioners, V NOEL B. AND WINETTA SAGE, Respondents.	NO. 50265-0 ORDER DENYING MOTION TO MODIFY CLERK'S RULING

This matter came on before the Court on its August 10, 1984 Motion Calendar on Petitioner's Motion to Modify Clerk's ruling. The Court having considered the Motion and the files herein:

Now, therefore, it is hereby

ORDERED:

That Petitioner's Motion to Modify Clerk's Ruling is denied.

DATED at Olympia, Washington this 10th day of August, 1984.

/s/
JAMES DOLLIVER
ACTING CHIEF JUSTICE

DOCKET SHEET 0360

SUPREME COURT

C-12

THE SUPREME COURT
State of Washington

OLYMPIA
98504

September 14, 1984

Mr. Erich Koker
Ms. Beatrice Koker
939 North 105th Street
Seattle, Washington 98133

Betts, Patterson & Mines
Mr. Frederick Betts
800 Financial Center
Seattle, Washington 98161

Re: Supreme Court No. 50265-0- Erich Koker, et ux, v Noel B. Sage, et ux.

King County No. 773620

Counsel:

We are in receipt of a document you have entitled "Objections by Appellants to Meaningless Appeals, Objections to Denial of Federal Rights, and Objections to Denial of Civil Rights."

The "objections" you have raised have been considered by the Supreme Court Commissioner and denied on April 12, 1984, by the Court, and denied May 25, 1984, and again by the Court August 10, 1984, and denied. The decision of the Court is final. Additional pleadings in the matter are not allowable under the Rules, and will be filed without further action.

Very truly yours,

/S/
REGINALD N. SHRIVER
Supreme Court Clerk

RNS:lb
cc: Hon. M. Janice Michels, Clerk
King County Superior Court

C-13

Western Union MAILGRAM

2066217305 Seattle WA 86 04-19 o152A EST
PMS COMMISSIONER CROOKS, STATE SUPREME COURT
TEMPLE OF JUSTICE RPT OLY MGM, DLR
CAPITOL GROUNDS OLYMPIA WA
COURT #50265-O

OBJECTIONS TO YOUR RULING APRIL 12, 1984, DENYING DISCRETIONARY REVIEW

OBJECTIONS TO YOUR DENIAL OF DIRECT REVIEW PRIOR.

OBJECTIONS TO YOUR OPINION AND REASONS FOR DENIAL.

OBJECTIONS TO YOUR MISAPPREHENSIONS AND MISINTERPRETATION OF THE RECORD, FACTS, AUTHORITY, LAW AND EVIDENCE.

OBJECTIONS TO NOT POSTPONING RULING IN LIEU OF DISCOVERY NEW ISSUE UNDER COLOR OF LAW.

OBJECTIONS TO DENIAL OF ALL DUE PROCESS CONSTITUTIONAL RIGHTS.

RESPECTFULLY, YOUR RULINGS AND OPINIONS ARE IN MANIFEST ERROR AND SHALL BE APPEALED AND FILED TIMELY APRIL 23, 1984.

RESPECTFULLY,

BEATRICE E. KOKER, PRO SE
939 North 105th St. Seattle, WA 98133

939 North 105th St
SEATTLE WA 98133

01:53 EST

MGMCOMP

Appendix D-1

Western Union MAILGRAM

2067836998 NL TDBN SEATTLE WA 78
04-16 0236A EST
PMS COMMISSIONER CROOKS RPT DLY MGM, DLR
STATE SUPREME COURT OF WASHINGTON
TEMPLE OF JUSTICE
OLYMPIA WA 98504

SUPREME COURT #50265-0

TELEGRAPHIC NOTICE OF DOCUMENT IMPERATIVE TO FILE YOUR COURT THIS WEEK OF APRIL 16 TO THE 20TH.

PETITIONER ASKING COURT TO CONTINUE WITHHOLDING RULING. RECENT DISCOVERY COURT TRUST FUNDS UNLAWFULLY REMOVED BY ATTORNEY. ACT DONE DELIBERATELY, INTENTIONALLY, KNOWINGLY, WITH FORSEEABILITY.

THERE IS "APPEARANCE" ADVERSE TO COURTS.

STATE AND COUNTY OFFICIALS ASKED ATTORNEY TO RETURN MONEY TAKEN FROM COURT TRUST FUND. DETAILS AND EXHIBITS AND DOCUMENTS TO FOLLOW.

BEATRICE E. KOKER, PRO SE 939 NORTH 105th ST SEATTLE WA 98133

02:37 EST
MGMCOMP

appendix D-2

TITLE #50265-0	FILE NUMBER	DATE FILED	SUPREME CT. DOCUMENT FILE
NOTICE OF APPEAL - DIRECT REVIEW AND STATEMENT OF GROUNDS FOR DIRECT REVIEW BY THE STATE SUPREME COURT	011	2/6/'84	2/14/'84:
OTHER FILING - SUPPLEMENTAL NOTICE OF APPEAL FOR DIRECT REVIEW TO THE STATE SUPREME COURT RE: RULING OF MOTION RECONSIDERATION COMING AFTER THE 30-DAY APPEAL DATE	012	2/10/'84	2/16/'84:
VIEWS ASKED FOR BY SUPREME COURT RE: DIRECT REVIEW OR DISCRETIONARY REVIEW APPELLANTS' ANSWER	014	3/2/'84	3/2/'84:
OTHER FILING RE: WHETHER THIS MATTER SHALL BE DIRECT REVIEW	018	3/5/'84	3/5/'84:

TITLE #50265-0	FILE NUMBER SUPREME COURT	DATE FILED	SUPREME CT. DOCUMENT FILE DATE
THIS DOCUMENT REGARDING: "LETTER FROM STATE SUPREME COURT ASKING F. V. BETTS TO FILE RESPONSE TO PLEADINGS OF BEATRICE KOKER ON THE MATTERS BEFORE THE COURT:" DISBURSEMENT COURT FUNDS "AFFIDAVIT ATTACHMENT" EX. APPENDIX	020	3/12/'84	3/13/'84: This is an affidavit and copy of pleadings in lower court to be answered. CP SUPERIOR COURT.
"ADDITIONAL AUTHORITY RAP 10.8 RE: ADDITIONAL MATTER"	021	3/28/'84	3/28/'84:
RESPONSE TO MOTION BY FREDERICK V. BETTS	016	4/6/'84	4/6/'84:
OBJECTIONS BY APPELLANT TO RESPONDENTS RESPONSE AND THE GROUNDS FOR THE OBJECTIONS AND REFUTING INACCURACIES.	022	4/9/'84	4/9/'84:

TITLE	#50265-0	FILE NUMBER SUPREME COURT	DATE FILED	SUPREME COURT DOCUMENT FILE DATE
UNDER COLOR OF LAW ACT BY F. V. BETTS ACCELERATED POSTPONEMENT TO ALLOW STATE AND COUNTY TO GET THE FUNDS BACK BEATRICE KOKER ASKS POSTPONEMENT OF APRIL 12th RULING UNTIL THIS MATTER IS SETTLED		023	4/11/'84	4/11/'84:
APPEALING COMMISSIONER CROOKS RULING DENYING DIRECT REVIEW AND DENYING DISCRETIONARY REVIEW Controversy: Shall an attorney who represents client, committing malpractice acts and breaches his fiduciary duty, be paid fees from court trust fund when there is forfeiture by law and authority?		025	4/23/'84	4/23/'84

SUBJECT: ORAL ARGUMENT

TITLE	#50265-0	FILE NUMBER	DATE FILED	SUPREME COURT DOCUMENT FILE DATE

Beatrice Koker made motion for oral argument. The Supreme Court Commissioner denied the motion. I appealed RAP 17.7 to the Justices. The Chief Justice of State Supreme Court denied oral argument. The Court Rules allow appealing the Chief Justices ruling when made under RAP 17.7 for the panel. The oral argument denied again.

MOTION TO APPEAR FOR ORAL ARGUMENT	0290	5/3/'84	5/3/'84:
NOTATION ORDER BY DIRECTION OF THE CHIEF JUSTICE THE MOTION FOR ORAL ARGUMENT IS DENIED	030	5/3/'84 By The Court	5/3/'84

NOTE: MOTION DENIED SAME DAY AS FILED

ORAL ARGUMENT IS IMPERATIVE: APPEALING CHIEF JUSTICE'S RULING	0310	5/9/'84	5/16/'84:

Note: Court Rules Allow Appealing The Chief Justice's Ruling under an RAP 17.7 for the Complete Panel Of Justices.

State Supreme Court

TITLE	#50265-0	FILE NUMBER SUPREME COURT	DATE FILED	DATE OF SUPREME CT DOCUMENT FILE
(NOTICE AND (MOTION RAP 17.7	ORAL ARGUMENT	0310	5/9/'84	5/16/'84:
(Motions 18.8 (Review Of Chief (Justice's Ruling)	ORAL ARGUMENT			
Second RAP 17.7 Appealing Chief Justice's Denial Of Oral Argument				
PETITIONER ALLEGES THAT RESPONDENTS RESPONSE IS FRIVOLOUS		033	5/21/'84	5/21/'84
NOTICE AND MOTION FOR RECONSIDERATION			6/4/'84	

And

This Document Filed With No Further Action By Clerk - RAP 17.7 Next Page

OBJECTIONS TO ALL RULINGS
OBJECTIONS TO ALL NON-RULINGS

MOTION TO JUDGES ONLY

ONLY JUDGES RECONSIDER THEIR RULING

RAP 12.3 (3)(iv): (a)RAP 12.5(c)(1): RAP 17.2(a)(3):

TITLE	#50265-0	FILE NUMBER SUPREME COURT	DATE FILED	DATE OF SUPREME COURT DOCUMENT FILE
RAP 17.7 (Clerk's & Commissioner's Judicial rulings are unconstitutional)		0360	7/6/'84	7/6/'84:

NOTICE AND MOTION THAT MOTION FOR RECONSIDERATION FILED JUNE 4, 1984 BE RULED UPON BY THE JUSTICES OF THE STATE SUPREME COURT ONLY

THE CLERK FILED Motion for Reconsideration WITH NO FURTHER ACTION - Challenged

RAP 17.7 TO REMOVE THE CLERK'S DENIAL OF ACCESS TO THE COURT BY PERVERTING THE COURSE OF JUSTICE AGAIN. Challenged.

THE COURT JUSTICES ARE THE ONLY SOURCE OF RULING ON A RECONSIDERATION OF THEIR OWN RULING

MOTION INCLUDES RELATING BACK IN RECONSIDERATION TO THIS APPEAL AND PRIOR:

SUPPLEMENTARY TO RAP 17.7		037	7/30/'84	7/30/'84:

COURT CONGESTION RULES AND LAWS UNCONSTITUTIONAL

State Supreme Court

TITLE	#50265-0	FILE NUMBER SUPREME COURT	DATE FILED	DATE OF SUPREME COURT DOCUMENT FILE
RE: MOTION TO COMPEL FILED MAY 3, 1984 NEVER RULED		0380	8/6/'84	8/6/'84:

PETITIONERS RESPECTFULLY ASKING FOR RULING ON THIS MATTER WITH THE MOTION AND SUPPLEMENTARY BEFORE YOUR COURT TO BE RULED AUGUST 10, 1984.

MOTION TO COMPEL ATTACHED HEREIN

OBJECTIONS BY APPELLANTS TO MEANINGLESS APPEAL.		_____	9/12/'84	_____

OBJECTIONS TO DENIAL OF FEDERAL RIGHTS. OBJECTIONS TO DENIAL OF CIVIL RIGHTS.

COPY OF OBJECTIONS TO TRANSCRIPT OF PROCEEDINGS OF DISBURSEMENT		015	2/27/'84	2/27/'84:

State Supreme Court

STATE SUPREME COURT WASHINGTON
DOCUMENTS FILED IN SUPERIOR COURT

NUMBER	TITLE
CP 026 -	"NOTICE AND PRESENTATION OF PROPOSED ORDERS REGARDING MOTION FOR DISBURSEMENT OF COURT FUNDS - ATTORNEY Lien- BY BEATRICE E. KOKER (Order Ignored By Judge)
CP 005 -	"BEATRICE KOKER'S MEMORANDUM IN OPPOSITION TO F. V. BETTS' MEMORANDUM IN SUPPORT OF HIS MOTION (Late Filing Was Answered)
CP 006 -	"F. V. BETTS MEMORANDUM IN SUPPORT OF ORDER DIRECTING CLERK TO DISBURSE FUNDS." "This was served personally on Beatrice Koker - approximately 4 p.m. Jan 4, 1984 - hours before Jan 5th hearing. All night was spent answering this late filing by Mr. Betts. Late memorandum of F. V. Betts unfair to Judge and opponent.)
CP 007 -	"ORDER DISBURSING FUNDS TO F. V. BETTS" (ORDER SIGNED IN COURT)
CP 008 -	"BEATRICE KOKER NOTICE TO DISBURSEMENTS OF MOTION FOR RECONSIDERATION."
CP 009 -	"NOTICE AND MOTION FOR RECONSIDERATION BY BEATRICE KOKER"
CP 010 -	"AFFIDAVIT OF SERVICE BY BEATRICE KOKER"

Superior Court APPENDIX F-1

APPENDIX AND EXHIBIT DOCUMENT UNDER NUMBER 020 - STATE SUPREME COURT DOCUMENTS FIRST FILED IN SUPERIOR COURT

CP 105 - "ORDER VACATING ORDER DISBURSING FUNDS FOR DISBURSEMENT FOR ATTORNEY FEES - BY BEATRICE KOKER" (Ignored By Judge)

CP 011 - "MEMORANDUM OF LAW & FACTS ADDITIONAL - MOTION FOR RECONSIDERATION NOT YET YET RULED - CONTROVERTING DISBURSEMENT BY BEATRICE KOKER"

CP 012 - "ADDITIONAL LAW ON POINT - MOTION FOR RECONSIDERATION NOT YET RULED - CONTROVERTING DISBURSEMENT BY BEATRICE KOKER"

CP 013 - " RE: POST TRIAL MOTION DISBURSEMENT - NOTIFICATION TO DISBURSEMENT OF DIRECT REVIEW TO STATE SUPREME COURT BY BEATRICE KOKER"

CP 016 - "MOTION FOR RECONSIDERATION DENIED"

CP 017 - "OBJECTION TO TRANSCRIPT OF PROCEEDINGS OF HEARING ON MOTION DISBURSEMENT HELD JANUARY 5, 1984 - BY B. KOKER"

THE "OUTSIDE-THE-COURT" COURT REPORTER STATES THE HEARING LASTED 1/2 HOUR. I NOTICED MISSING ELEMENTS OF THE ORAL ARGUMENT, AND THE TRANSCRIPT STATES 15 MINUTES. A TAPE WAS USED IN CONJUNCTION WITH COURT REPORTER MACHINE, BUT THE TAPE WAS IMMEDIATELY DESTROYED, THERE IS AN AFFIDAVIT BY CALENDAR CONTROL OF TWO ATTORNEYS COMMENTING ON THE LENGTH OF HEARING BEING CONSIDERABLY LONGER THAN MOST OF THE OTHER MATTERS HEARD. POSTED TO THE APPENDIX SECTION HEREIN: _____

IN THE SUPREME COURT OF THE STATE OF WASHINGTON

TITLE OF 1976 TRIAL WHICH FREDERICK V BETTS USED FOR DISBURSEMENT IN SUPERIOR COURT.

ERICH KOKER and BEATRICE E. KOKER, husband and wife,
Plaintiffs,

V

NOEL B. SAGE and WINETTA SAGE, husband and wife, and NOEL B. SAGE, JR.,
Defendants.

NO. 50265-0
State Supreme Court

NOTICE OF APPEAL FROM STATE SUPREME COURT OF WASHINGTON STATE

THE APPEAL IS FROM JUDGMENT, ORDER AND FOR DISBURSEMENT OF COURT TRUST FUNDS. (TRUST FUNDS)

TITLE ADDED ON STATE APPEAL BY THE APPELLANTS TO IDENTIFY THE PARTIES.

ERICH KOKER and BEATRICE E. KOKER, husband and wife,
Petitioners,
(State Supreme Court
(Appellants - Herein

V

FREDERICK V. BETTS, of the LAW FIRM OF BETTS, PATTERSON AND MINES.
Respondents.
(State Supreme Court)
(Appellees - Herein)

DISBURSED TO ATTORNEY APPELLEE BETTS COMPENSATING FOR REPREHENSIBLE LEGAL MALPRACTICE ACTS WHICH PRIOR DENIED SUMMARY JUDGMENT. 2nd DEGREE PERJURY.

THERE IS COMPLETE FORFEITURE FOR LEGAL FEES AND COSTS FROM ANY SOURCE BY ALL FEDERAL CONSTITUTIONAL LAW AND AUTHORITY.

FREDERICK V. BETTS DID NOT MENTION HIS FORMER LAW FIRM OF SKEEL, McKELVEY, HENKE EVENSON AND BETTS WITH WHOM APPELLEE ASSOCIATED AS A MEMBER OF THAT LAW FIRM IN TRIAL OF 1976.

THERE IS MEANINGLESS APPEAL AND JUDICIAL RULINGS FRO THE COMMISSIONER AND CLERK OF THE STATE SUPREME COURT.

COPY OF APPEAL TO UNITED STATES SUPREME COURT

NOTICE OF APPEAL TO THE SUPREME COURT OF THE UNITED STATES

DATED: OCTOBER 26, 1984

THE APPEAL IS NOTARIZED ON THE LAST PAGE. QUOTE:

SUBSCRIBED AND SWORN TO BEFORE ME THIS 26th DAY OF OCTOBER 19 84.

?S/
Suzanne M. Perelta
NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON
/S/
RESIDING AT
Lynnwood

THERE ARE NON-RULINGS EVADING AND AVOIDING, AND COMPLETELY IGNORING THE ISSUE OF FORFEITURE.

THERE ARE STATUTES REPUGNANT TO THE FEDERAL CONSTITUTION. APPEALING DENIAL OF ACCESS TO THE COURTS. DENIAL DUE PROCESS RIGHT.

APPEALING DENIAL OF CIVIL RIGHTS, CONSTITUTIONAL RIGHTS, 14th AMENDMENT RIGHTS, PROPERTY RIGHTS.

APPEALING THE DENIAL OF PUBLIC IMPORT RECOGNITION IN MEANINGLESS APPEAL WITH THE APPEARANCE OF INTENTION. ALL RELATED BACK ALSO.

THIS APPEAL TAKEN PURSANT TO 28 U.S.C. §1257 (2)(3) PURSUANT TO CONSTITUTION OF THE UNITED STATES, JUDICIARY ACT OF 1789: 14th AMDNEMENT.

PURSUANT TO 42 USCS §1982-1984-1983-1985 1986

COPY OF APPEAL TO UNITED STATES SUPREME COURT

D-2

NOTICE OF APPEAL TO THE SUPREME COURT OF THE UNITED STATES

Notice is hereby given that Beatrice E. Koker and Erich Koker, already named appellants on title page, hereby appeal to the Supreme Court of the United States from the final judgment of the Supreme Court of the State of Washington, whose Commissioner and Clerk made judicial rulings and denied direct review (though they were in doubt) and then denied discretionary review of an order disbursing court trust funds to pay contingency fees and costs FORFEITED by law, to an attorney who committed legal malpractice acts and was denied summary judgment prior, proven from a record. The final judgment disbursed court trust funds which are the PROPERTY OF BEATRICE KOKER UNDER CONSTITUTION LAW OF THE UNITED STATES to do with as my conscience dictates. What I do with it and where it goes has no bearing on the question of court trust funds to someone who has forfeited a right to any compensation. The final judgment is a serious national concern affecting public issues, public interest, public import,

and personal aggrievance and outrage to the appellants. This case is-not just a mere squabble between a client and her former attorney. This final judgment under the equal protection of the Constitution of the United States allows any attorney in the state of Washington forfeiting his fee and costs, to get paid anyway. The judgment from the Commissioner and Clerk of the State Supreme Court is tennacled with cover-up of second degree degree perjury, in which appellee Betts under-color-of-law and under oath, deceived state and county officers in their duty, and collected fees and costs while the matter is into appeal and he knows it. (Money collected back) Attachment (A):(B):

Notice is hereby given that appellants Kokers appeal the final judgment as coming from a meaningless appeal, which includes evading, avoiding, and bears bias, prejudice, favoritism, discrimination in the message from the final judgment - pay the wrongdoer.

Notice is hereby given this appeal includes caseloads and the attempted state remedies for lifting the caseload which denies access to the courts by unconstitutionally using statutes repugnant to the Federal Constitution of the United States. Deliberately.

Notice is hereby given this final judgment is appeal to the United States Supreme Court that the Commissioner and Clerk of the State Supreme Court made all the judicial rulings in this meaningless appeal, and did so contrary to Federal law as per ARTICLE III Note 66 and 67 of the Constitution of the United States. The justices of the State Supreme Court refused to modify any judicial ruling made by Commissioner and Clerk. The Clerk filed a document with "no further action," cutting off access to the court. I am appealing the final judgment as appearance of aiding and abetting a wrongdoer in a meaningless appeal and denial of rights and protection.

ALL RULINGS BY COMMISSIONER AND CLERK
ATTACHMENT (D):

Notice is hereby given to asserting deprivation ny state courts of fundamental rights of the United States Constitution and that to reach the final judgment of this case at bar, the State Supreme Court shall have considered the Federal questions, and considered denial of Constitutional Rights, denial of civil rights and denial of my property court trust fund in entirety.

Notice is hereby given that this appeal to your court is for denial of access to the state courts by unlawful rulings and non rulings and unlawful judgment in lower court upheld on appeal by tacit review.

Notice is hereby given that state statutes are deliberately and intentionally passed to lift the case load by denying access to the court in financial obstacles and are repugnant statutes to the Constitution

of the United States. The caseload of state courts has become unconstitutional fodder repelling my right to access to the courts. Intentional statute.

Notice is hereby given that the final judgment from State Supreme Court from the Commissioner and Clerk of that court, has ignored authority on the subject of that appeal. Appellee submitted two or three irrelevant authorities. As an example: "1921 Maternity Act". Beatrice Koker had an accusation of "pleading plethora" which was abundant with Federal authority, United States Supreme Court authority, Circuit decision authority, and even their own rulings in state Supreme Court. Yet the final judgment is for appellee who has forfeited fees and costs and now in final judgment will be compensated unless this court accepts.

Notice is hereby given of appeal of final judgment the process of which is totally devoid of application to rights of the

States.)

Notice is hereby given that appealing disbursement of court trust funds for contingency fees and costs for appellee as per the final judgment is relevant to re-opening the case of legal malpractice against Frederick V. Betts and for just the attempt whether ultimately compensated or not.

Notice is hereby given that as the toll of injustice now stands temporarily indelible, is that the appellee is paid for forfeiture and serious repugnant acts of legal malpractice, and Beatrice Koker stands bereft of all compensation of permanent injuries which have crippled her for life.

Notice is hereby given that Beatrice E. Koker has lost $141,000. just for the drop foot injury. The price of the injury set by the Court of Appeals Division I State of Washington, as "sensible award for a drop foot

injury is $145,000." The appellee has robbed me of my property and my inherent citizen's birthright or redress and remedy for injury. The courts have aided him in rulings, the Commissioners and Clerks are involved. The caseload does its share to help the wrongdoer.

Notice is hereby given in lieu of the nature of the circumstances of malpractice acts. Appellee is anxious to abscond with the court trust fund and while the party who spoils the jury award with malpractice acts is not shy to dip again at the tainted deceitfully obtained award. While the injured-for-life party lives with integrity that my property of court trust funds shall follow my intention for disbursement on the record.

Appellants respectfully ask the United States Supreme Court to free the court trust fund which in final judgment is to be disbursed by state courts in an encumberance-of-shame. This also involves my property rights.

This appeal notice is hereby given as taken pursuant to seeking the supervision of the United States Supreme Court, invoking their jurisdiction in this appeal to Washington State Supreme Court who has so departed from the accepted and usual course of judicial proceedings and have sanctioned such a departure from the accepted and usual course of judicial proceedings by a lower court, as to call for the exercise of the supervision and justice from the highest court of the land.

"It is essential criterion of appellate jurisdiction that it revises and corrects proceeding in cause already instituted, and does not create that cause."
28 USCS §1257 Note 1:

"An appeal lies from a decree in equity for costs, when they are directed to be paid out of a fund in the hands or under the control of courts."
1 United States Supreme Court Digest 722 §73 d.

"The courts cannot create a new constitution and laws and court-

made rules of expediency must not be placed above the Constitution."
Constitution of the United States
ARTICLE III Note 12 p 35:

RESPECTFULLY ASKING FOR ORAL ARGUMENT PRO SE IF THE JURISDICTION IS ACCEPTED.

This appeal is taken pursuant to 28 U.S.C. §1257 (2)(3) and all the rights, immunities and privileges thereto.

PURSUANT TO: BUT NOT LIMITED TO:

Judiciary Act of 1789

Constitution of the United States

Fourteenth Amendment

All rights as a citizen of the United States Of American.

All rights as a citizen of the State of Washington.

THE FINAL RULING AND FINAL JUDGMENT IS AUGUST 10, 1984. SET FORTH ENTIRE RULINGS BY COMMISSIONER AND CLERK AND MOTIONS TO MODIFY. ALL DENIED. ATTACHMENT (D):

Respectfully submitted,

/S/ Erich Koker

/S/ Beatrice E. Koker, Pro Se

939 North 105th Street Seattle, Washington 98133 (206)783-6998.

H-11

COPY OF APPEAL TO UNITED STATES SUPREME COURT

ATTACHMENTS

NOTICE OF APPEAL TO THE SUPREME COURT OF THE UNITED STATES

(A)(B) Appellee removed court trust funds while the order was on appeal. Done under color of law and by oath.

This attachment is a letter to Mr. Joel F. Graham, Supervisor in the State Unclaimed Property Section and he has returned the entire amount to the trust fund of the court where it belongs.

Mr. Betts, appellee, knew the true status of this money AS NOT ABANDONED or he would not have instigated proceedings on a lien. This act under color of law deceived the state and county officials and they collected the money court trust fund and returned it to Superior court trust fund account.

On the last page of this attachment, there is a memo from the state officer informing me Mr. Betts returned the money he falsely obtained.

COPY OF APPEAL TO UNITED STATES SUPREME COURT

I, Beatrice E. Koker, do certify this attachment to be a true filed copy titled: "COUNTY AND STATE OFFICIALS RESTORED THE COURT TRUST FUNDS AFTER UNDER COLOR OF LAW REMOVAL BY F. V. Betts (Repeat Deceit) (Two Others On Record.)

/s/
Beatrice E. Koker, Pro Se
939 North 105th Street
Seattle, Washington 98133

SUBSCRIBED AND SWORN TO BEFORE ME THIS 26th DAY OF October 19 84 .

/s/
Suzanne M. Perlta
NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON

/s/ Lynnwood
RESIDING AT

FILED OCTOBER 29, 1984:

The appellants Erich Koker and Beatrice E. Koker have taken this appeal in good faith, and not for the purpose of delay.

/S/
Beatrice E. Koker, Pro Se

SUBSCRIBED AND SWORN TO BEFORE ME THIS 29th DAY OF October 19 84.

/S/
SUSANNE M. PERALTA
NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON

Lynnwood
RESIDING AT

4-14

IN THE SUPERIOR COURT OF THE STATE OF
WASHINGTON KING COUNTY

ERICH KOKER and BEATRICE E. KOKER, husband and wife,

Plaintiffs,

V

NOEL B. SAGE and WINETTA SAGE, husband and wife, and NOEL B. SAGE, JR.,

Defendants.

Title Case For Disbursement Fight)

DO NOT DISBURSE THIS COURT TRUST FUND TO ANYONE. DESTINATION AFTER ALL APPEALS - TO ASSIGN TO PEOPLE WHO PAID FOR IMPROPER MISTRIAL 1975, AND A TRIAL OF DECEIT AND UNTRUTHS AND CONCEALMENT IN 1976. I HAVE ASKED IN CAUSE 864509 FOR $21,000. TO BE REIMBURSED TO THE SOVEREIGN CITIZENS WHO PAID FOR TRIALS

Beatrice Koker, et ux,
Appellant Petitioner,

F. V. Betts, et ux, et al
Respondent.

Superior Court:
773620

Supreme Court:
50265-0

DO NOT DISBURSE
COURT TRUST FUND

THE DENIAL OF BEATRICE KOKER'S APPEAL IN STATE SUPREME COURT SHALL BE APPEALED TO THE UNITED STATES SUPREME COURT WITHIN THE PROPER STATUTORY TIME FROM EXHAUSTION OF ALL REMEDIES IN THE STATE OF WASHINGTON

SUPERIOR COURT
TRUST FUNDS IN
CASE 773620
ARE-NOT TO BE
DISBURSED

COUNTY AND STATE
OFFICIALS RESTORED
THE COURT TRUST
FUNDS AFTER UNDER
COLOR OF LAW REMOVA
BY F. V. BETTS
(Repeat Deceit)
(Two Others On
Record)

Copy Of Appeal To United
States Supreme Court
ATTACHMENT A B

A-15
Attachment

This is notice that Beatrice E. Koker, et ux, will appeal the denial of appeal decision on all issues to the United States Supreme Court. This shall include the issue of "under color of law" by F. V. Betts. Disbursement of funds while a court order is in controversy on appeal, and concealing that fact from the Financial Manager and a state official also. The officials saw to it the court trust funds are returned but F. V. Betts is still under "color of law" and subject to §1982-1983-1984-1985 and other.

Two notices were put into the file notifying the Superior Court Clerk's Office that there would be a motion for reconsideration, and then an appeal and not to disburse the funds. (Jan & Feb 1984)

The funds were disbursed allegedly from deceit and concealment and signing of an affidavit under penalty of law.

Please do-not make this another

COPY OF APPEAL TO UNITED STATES SUPREME COURT
ATTACHMENT A B

4-16 attachment

happening under color of law again. There will be appeals to the highest court of the land. In 1 UNITED STATES SUPREME COURT DIGEST 722 S73 d. it says:

> "An appeal lies from a decree in equity for costs, when they are directed to be paid out of a fund in the hands of or under the control of the court."

Please diligently guard the rights of this case and leave the court trust fund right where it is as per the Finance Manager's letter attached. And the note from the State Official.

I am aware of the 2 year statute regarding this matter. The Superior Court of King County and the State Supreme Court shall receive notice when the appeal is sent to the United States Supreme Court within their time requirement.

/s/
Beatrice E. Koker
939 North 105th St
Seattle, Wn. 98133
Telephone: 783-6998

PLEASE DO NOT DISBURSE COURT TRUST FUNDS OF 773620 TO F. V. BETTS OR ANYONE ELSE. ON APPEAL.

COPY OF APPEAL TO UNITED STATES SUPREME COURT
ATTACHMENT A B

G-17 attachment

King County Executive
Randy Revelle

Department of Judicial Administration
M. Janice Michels
Director and Superior Court Clerk

April 11, 1984

Mr. Joel F. Graham, Supervisor
Unclaimed Property Section
Department of Revenue
1101 South Eastside
Olympia, WA 98504

RE: Certificate of Holder for King County Case number 773620

Dear Mr. Graham:

On January 27, 1984, this department filed a claim certifying Frederick V. Betts as the owner of $1,771.58 in unclaimed funds listed under the above case number. Judicial Administration's certificate was based on a King County Superior Court order filed January 5, 1984 that identifies Mr. Betts as the owner.

Since that time, additional issues have been filed in this case which cause this department to withdraw all funds previously reported to you as abandoned property for this case, namely:

1. The order establishing Frederick V. Betts' ownership of $1,771.58 was appealed by Beatrice Koker on January 6, 1984.

2. The level of judicial activity on this case renders the case and all trust funds held by this office active and in dispute by known claimants.

Therefore, the Certificate of Holder transmitted to you on January 27, 1984 is withdrawn as null and void. Please return that document to this department.

COPY OF APPEAL TO UNITED STATES SUPREME COURT ATTACHMENT A B

H-18 attachment

Further, I enclose a Certificate of Holder which certifies this department's claim to the entire amount of $5,583.90 previously reported to you as abandoned property. Please return the funds to this office where they will be held in trust pending adjudication.

If you have any questions, please call me at 344-3891.

Sincerely,

/s/
Alan J. Erickson
Finance Manager
AJE/yw

cc: Frederick V. Betts
Beatrice E. Koker

The handwritten note below is from Mr. Joel Graham, Supervisor Unclaimed property who says that per his recent telephone call to Betts, Mr. Betts returned the money for $1,771.58. Admission of wrong recognized by officials who took action to rectify the fund.

4-17-84

Mrs. Koker

Per my recent phone call Mr. Betts returned the warrant for $1,771.58 and all funds ($5,583.90) are being returned to King County.

/s/
Joel Graham

COPY OF APPEAL TO UNITED STATES SUPREME COURT
ATTACHMENT A B

D-19
attachment

Beb. 3, 1984

To whom it may concern:

On January 5, 1984, two attorneys came to my desk. Both had come from the Daily Motions Calendar, being heard that morning by the Honorable Lloyd Bever.

Both attorneys remarked on the eloquence and expertise in legal knowledge of a female pro se who had appeared that morning on the calendar. Beatrice Koker was the only female Pro Se before Judge Bever's court that morning.

They also commented on her poise before the court, her ability to adequately defend herself, and the length of time the Judge allowed for the hearing of the motion, which was considerably longer than most of the other matters heard. The attorneys also wondered if she indeed might really be a Pro Se attorney.

Notary Public Seattle
Wa. King County
Eleanora Galley

/s/
Ellen L. H. Fawcett

COPY OF APPEAL TO UNITED STATES SUPREME COURT
ATTACHMENT C

D-20
attachment

ATTACHMENT (D)

THE FINAL RULING IS AUGUST

AUGUST 10, 1984

HEREIN THE LAST RULING AND ORDER

AND THE ENTIRE CASE HISTORY OF

50265-0 (State Supreme Court)

I, Beatrice E. Koker, do certify the last order and ruling to be final in the State of Washington and a true copy. The rulings of the Commissioners and Clerk taken from the attachment of true copy of Case History from the Supreme Court of Washington.

/S/
Beatrice E. Koker, Pro Se
939 North 105th Street
Seattle, Washington 98133

SUBSCRIBED AND SWORN TO BEFORE ME THIS 26th DAY OF October 1984.

/S/
Suzanne M. Peralta
NOTARY PUBLIC IN AND FOR THE STATE OF WASHINGTON

Lynnwood
RESIDING AT

D-21
attachment

COPY OF APPEAL TO UNITED
STATES SUPREME COURT
ATTACHMENT (D)

NOTICE OF APPEAL TO THE SUPREME COURT OF THE UNITED STATES

RULINGS	FILED
Commissioner's Ruling Motion for discretionary review heard, as direct review already discarded by COMMISSIONER	4/12/'84
Commissioner's Ruling denying Motion for discretionary review.	4/12/'84
Motion to Modify Commissioners ruling heard May 25, 1984.	5/25/'84 DENIED
Motion for oral argument DENIED by Chief Justice where motion to modify is the same as a Commissioner ruling, by rule.	5/3/'84
Motion to modify Chief Justice's denial of oral argument heard	5/25/'84 DENIED
Motion to modify Clerk's Ruling heard on 8/10/'84	8/10/'84

FINAL JUDGMENT RULING AUGUST 10, 1984:

I, Beatrice E. Koker, so certify the following to be a true filed copy of an affidavit of Ellen L. H. Fawcett of the reaction to my oral argument in Superior Court controverting and rebutting Frederick V. Betts motion for disbursement of court trust funds for representation of myself with legal malpractice acts and misdeeds. There were many attorneys at the hearing and they were favorable to my position. Please look to Attachment [c]

/s/
Beatrice E. Koker

COPY OF APPEAL TO UNITED STATES SUPREME COURT
ATTACHMENT (D)

G-22
attachment

THE SUPREME COURT
State of Washington

OLYMPIA
98504

August 20, 1984

Erich and Beatrice Koker
939 North 105th Street
Seattle, Washington 98133

Betts, Patterson & Mines, P. S.
Mr. Frederick Betts
800 Financial Center
1215 Fourth Avenue
Seattle, Washington 98161

Re: Supreme Court No. 50265-0 Koker v Sage

Counsel:

Enclosed herewith is a conformed copy of the Order entered this day following hearing of the above matter on the Court's Motion Calendar.

Very truly yours,

/s/
REGINALD N. SHRIVER
Supreme Court Clerk

COPY OF APPEAL TO UNITED
STATES SUPREME COURT
ATTACHMENT (D)

J-23
attachment

THE SUPREME COURT OF WASHINGTON

ERICH AND BEATRICE KOKER, Petitioners, V NOEL B. AND WINETTA SAGE, Respondents.	NO. 50265-0 ORDER DENYING MOTION TO MODIFY CLERK'S RULING

This matter came on before the Cout on its August 10, 1984, Motion Calendar on Petitioner's Motion to Modify Clerk's Ruling. The Court having considered the Motion and the files herein;

Now, therefore, it is hereby

ORDERED:

That Petitioner's Motion to Modify Clerk's ruling is denied.

DATED at Olympia, Washington this 10th day of August, 1984.

/s/
James Dolliver
ACTING CHIEF JUSTICE

COPY OF APPEAL TO UNITED STATES SUPREME COURT
ATTACHMENT (D) D-24 attachment

SUPREME COURT OF THE
UNITED STATES

NO. A-340

BEATRICE KOKER, ET VIR.,

APPELLANTS,

V

NOEL B AND WINETTA SAGE

ORDER

UPON CONSIDERATION of the application the appellants,

IT IS ORDERED that the time within which to docket an appeal in the above-entitled cause be and the same is hereby extended to and including December 10, 1984.

Dates this 1st day of November, 1984.

/S/ William H. Rehnquist
Associate Justice of the
Supreme Court of the
United States

Order Extending Time D-25

OFFICE OF THE CLERK
SUPREME COURT OF THE UNITED STATES
WASHINGTON, D. C. 20543

Ms. Beatrice E. Koker
939 North 105th Street
Seattle, Washington 98133

Dear Ms. Koker:

Your application for an extension of time to docket an appeal in the above entitled case has been presented to Justice Rehnquist, who on November 1, 1984, signed an order to extending your time to and including December 10, 1984.

A copy of the Justice's order is enclosed.

Very truly yours,

ALEXANDER L. STEVAS, Clerk

By /S/
Francis J. Lorson
Chief Deputy Clerk

gtb
Enc.
cc (letter only): Frederick V. Betts, Esq.

Letter Extending Time D-25
Order →

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON FOR KING COUNTY

ERICH KOKER and BEATRICE E. KOKER, husband and wife, Plaintiffs, Vs. NOEL B. SAGE and WINETTA SAGE, husband and wife, and NOEL B. SAGE, JR., Defendants.	NO. 773620 (CAUSE NO. 864509 RELEVANT AND BOTH FILED TOGETHER IN A SUPERIOR COURT UNDER LATTER NUMBER) 1984 Dated: January 5, (NOTICE ONLY)

THIS IS NOTICE ONLY THAT LR 40(a)(2 1) will be done in opposition to F. V. Betts in disbursement motion.

(LR 40 (a) (21))

Motion for reconsideration shall be filed within 5 days after the oral decision. A copy of the motion and the documents in support thereof are to be delivered to the hearing judge and served on the opposing party on the same date. The motion must set forth specific grounds for the reconsideration and the arguments and authorities therefore.

The opposing party shall have 5 days after he/she receives the motion and materials in support thereof to file documents in opposition thereto. A copy of said documents shall be served on the moving party and delivered to the hearing judge on the same date.

Each of the parties shall include in the materials submitted to the hearing judge a proposed order sustaining his/her side of the argument.

Oral arguments will be scheduled only if the hearing judge requests the same.

Note: Rule LR 40(a)(21) estopps disbursement as per due process.

/S/
Beatrice Koker, Pro Se

/S/
Beatrice E. Koker
939 North 105th Street
Seattle, Wn 98133
783-6998

Appendix H-1

IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON FOR KING COUNTY

ERICH KOKER and BEATRICE E. KOKER, husband and wife, Plaintiffs,	CAUSE NO. 773620 (1976 TRIAL)
V	RE: POST TRIAL NOTICE DISBURSEMENT
NOEL B. SAGE and WINETTA SAGE, husband and wife, and NOEL B. SAGE JR., Defendants.	

NOTIFICATION TO DISBURSEMENTS OF DIRECT REVIEW TO THE STATE SUPREME COURT OF WASHINGTON
Dated: February 4, 1984

There is controverting opposition to F. V. Betts for disbursement of funds for attorney fees. I have refused this judgment on the grounds it is obtained in deceit, fraud of the court, and concealment et al.

The motion for reconsideration was timely filed and the trial judge has not yet ruled. The 30 days for appeal are nearly up and there will be an appeal filed to the Washington State Supreme Court by rule.

THIS DOCUMENT FILED TO ESTOPP DISBURSEMENT OF FUNDS.

/s/
Beatrice E. Koker, Pro Se
939 North 105th Street
Seattle, Washington 98133

THERE WILL BE APPEAL DIRECT REVIEW TO THE STATE SUPREME COURT OF WASHINGTON STATE.

Appendix H-2

King County Executive
Randy Revelle

Department of Judicial Administration
M. Janice Michels
Director and Superior Court Clerk

April 11, 1984

Mr. Joel F. Graham, Supervisor
Unclaimed Property Section
Department of Revenue
1101 South Eastside
Olympia, WA 98504

RE: Certificate of Holder for King County Case number 773620

Dear Mr. Graham:

On January 27, 1984, this department filed a claim certifying Frederick V. Betts as the owner of $1,771.58 in unclaimed funds listed under the above case number. Judicial Administration's certificate was based on a King County Superior Court order filed January 5, 1984 that identifies Mr. Betts as the owner.

Since that time, additional issues have been filed in this case which cause this department to withdraw all funds previously reported to you as abandoned property for this case, namely:

1. The order establishing Frederick V. Betts' ownership of $1,771.58 was appealed by Beatrice Koker on January 6, 1984.

2. The level of judicial activity on this case and all trust funds held by this office active and in dispute by known claimants.

Therefore, the Certificate of Holder transmitted to you on January 27, 1984 is withdrawn as null and void. Please return that document to this department.

Appendix I-1

Further, I enclose a Certificate of Holder which certifies this department's claim to the entire amount of $5,583.90 previously reported to you as abandoned property. Please return the funds to this office where they will be held in trust pending adjudication.

If you have any questions, please call me at 344-3891.

Sincerely,

/S/
Alan J. Erickson
Finance Manager
AJE/yw

CC: Frederick V. Betts
✓ Beatrice E. Koker

E609 King County Courthouse 516 Third Avenue
Seattle, Washington 98104 (206) 344-2530

NOTE FROM MR. JOEL GRAHAM, STATE OFFICIAL.

4-17-84

MRS. KOKER:

"Per my recent phone call Mr. Betts returned the warrant for $1,771.58 and all funds ($5,583.90) are being returned to King County."

/S/
Joel Graham

Appendix I-2

"SECOND DEGREE PERJURY"

RCW 9A.72.030 is Washington State STATUTE of second degree perjury which is a Class C Felony. The elements fit the act of F. V. Betts under color of law on appeal to the State Supreme Court and are as follows:

(2) That the defendant knew the statement was false;

(3) That the statement was made with intent to mislead a public servant in the performance of his or her duty;

(4) That the statement was made under an oath required or authorized by law;